

MINNESOTA BOARD OF PHARMACY

SEVEN HUNDRED AND FORTY-FOURTH MEETING

At approximately 8:30 a.m., February 20, 2002, the Minnesota Board of Pharmacy met in Conference Room A, at the University Park Plaza Building, 2829 University Avenue SE, Minneapolis, Minnesota, for the purpose of conducting a general business meeting. In attendance were Ms. Carol Peterson, Vice President, Ms. Jean Lemberg, Mr. Chuck Cooper, Mr. Tom Dickson, and newly-appointed Board member Gary Schneider. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley. Absent were Mr. Vern Kassekert, Board President, and Ms. Betty Johnson.

Vice President Peterson opened the meeting by welcoming Mr. Schneider to his first meeting as a member of the Board.

After reviewing, amending and approving the agenda for this meeting, the Board addressed the minutes of the meeting of January 8, 2002. After correcting a typographical error on page 1 of the minutes, Mr. Tom Dickson moved and Ms. Jean Lemberg seconded that the minutes be approved as amended. The motion passed.

The Board next turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first such application was submitted on behalf of Cub Pharmacy, in Inver Grove Heights, Minnesota, by Ms. Deborah Kohlmann, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Gary Schneider moved and Mr. Chuck Cooper seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The second application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Herman Pharmacy, in Herman, Minnesota, by Mr. Stanley Gallagher, Pharmacist-in-charge. After noting that a diagram of the proposed pharmacy was not included with the application and noting also that Pharmacist Gallagher is also a physician in Herman, Minnesota, the Board did not take final action on this application and directed Mr. Holmstrom to contact Dr. Gallagher for additional information.

The third application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Hy-Vee Pharmacy, in Winona, Minnesota, by Ms. Gina Anderson, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Tom Dickson moved and Mr. Chuck Cooper seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The fourth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of MAPS Pharmacy, in Coon Rapids, Minnesota, by Mr. Jon Jordahl, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper moved and Mr. Tom Dickson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure and with special attention being paid to staffing and security issues. The motion passed.

The fifth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Syncor International Corporation, in Duluth, Minnesota, by Mr. Brian Shimley, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy and noting that Syncor is a nuclear pharmacy and is also applying for licensure as a drug wholesaler, Ms. Jean Lemberg moved and Mr. Chuck Cooper seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure. The motion passed.

The sixth application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Walgreens Pharmacy, in Coon Rapids, Minnesota, by Mr. David Klinkenberg, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Chuck Cooper moved and Mr. Tom Dickson seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure and with special attention being paid to the adequacy of the patient-counseling area. The motion passed.

The seventh and final application to conduct a new pharmacy to be reviewed by the Board was submitted on behalf of Wal-Mart Pharmacy, in Blaine, Minnesota, by Mr. Kelly Dick, Pharmacist-in-charge. After carefully reviewing this application and a diagram of the proposed pharmacy, Mr. Tom Dickson moved and Mr. Chuck Cooper seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff to assure compliance with pharmacy Board rules dealing with licensure and with special attention being paid to the adequacy of the patient-counseling area. The motion passed.

Mr. Holmstrom next presented to the Board a letter received from Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. Ms. Ganske is requesting that the Board provide her with some guidance as to whether it would consider issuing additional pharmacy and wholesale drug distributor licenses to a Fairview location already licensed as both a pharmacy and a drug wholesaler.

Fairview Pharmacy Services is looking to expand wholesale pharmacy services to provide legend drugs to non-Fairview physician/dental/veterinary clinics. Because Fairview Health Services is a non-profit corporation, and they want to ensure compliance with the Prescription Drug Marketing Act, Fairview wishes to provide this expanded service under a separate pharmacy and wholesale distributor license. After a brief discussion, the Board directed Mr. Holmstrom to contact Ms. Ganske and suggest that Fairview submit specific applications for licensure and a thorough explanation of what is precisely being proposed. The Board will then determine whether it can approve the applications.

Mr. Holmstrom next presented to the Board a report from Board of Pharmacy inspectors regarding an on-site inspection of the proposed RedPharm Pharmacy in Robbinsdale, Minnesota. RedPharm was granted preliminary approval by the Board at the meeting of January 2002, but licensure was made contingent on the successful completion of an on-site inspection. The on-site inspection has now been completed and it is the opinion of the Board inspectors that RedPharm should more appropriately be licensed as a drug manufacturer/repackager. After thoroughly discussing this issue, Mr. Chuck Cooper moved and Mr. Gary Schneider seconded that the Board withdraw its previous approval of the pharmacy license application for RedPharm and that Mr. Holmstrom inform the principals involved that it appears that licensure as a manufacturer/repackager is more appropriate given the functions that are proposed for the facility. The motion passed.

Mr. Holmstrom next presented to the Board blueprints of a proposed remodeling of the Swift County-Benson Hospital, in Benson, Minnesota, wherein the new area proposed for occupancy as a pharmacy consists of three rooms, only two of which adjoin each other, thus, making it difficult to identify a “licensed area.” After reviewing the proposed blueprints, the Board determined that the two adjoining rooms could be licensed as the main pharmacy and the non-adjoining room could be considered a pharmacy satellite. The Board thus directed Mr. Holmstrom to indicate to the architects involved that the remodeling plan is acceptable.

The Board now addressed itself to matters of a quasi-judicial nature and temporarily closed the meeting to the public.

The first item of a quasi-judicial nature addressed by the Board was an appearance before the Board of Pharmacist Christian Lintner who is now completing his probation with the Board. After discussing the requirements of his probation with Mr. Lintner and observing that Mr. Lintner has fulfilled all of the requirements of probation, the Board acknowledged the successful completion of probation and directed Mr. Holmstrom to write to Mr. Lintner acknowledging that fact.

Mr. Holley next presented to the Board documents relating to the delegation of authority from the Board to Mr. Holmstrom to act on the Board’s behalf to revoke, suspend, and reinstate licenses in future tax and child support delinquency cases. After a discussion of the issues involved and after noting the mandatory nature of such revocations, suspensions, and reinstatements, Mr. Tom Dickson moved and Mr. Chuck Cooper seconded that the delegation documents prepared by Mr. Holley be approved and that Mr. Holmstrom be delegated the authority to expeditiously act on tax and child support delinquency cases. The motion passed.

The Board now returned to its open session.

At this time, Mr. William Appel and Ms. Sandra Smilanich appeared before the Board to discuss, in the concept, a new type of pharmacy ownership, which they are developing. Mr. Appel and Ms. Smilanich were seeking guidance from the Board as to whether or not the Board would consider the types of arrangements being contemplated as being in violation of Board laws or rules. After thoroughly discussing the proposed concept, the Board indicated to Mr. Appel and Ms. Smilanich that the concept being proposed does not appear to be in violation of Board laws or rules.

At this time, Mr. Todd Sorensen, Assistant Professor at the University of Minnesota College of Pharmacy, and Mr. Andrew Schmutzler, a pharmacy student, appeared before the Board to share data that was accumulated during a pharmacist immunization pilot project, for which Mr. Sorensen provided oversight and guidance.

After receiving and discussing the information presented by Mr. Sorensen, the Board directed Mr. Holmstrom to respond to a letter the Board received from State Representative Kevin Goodno objecting to the Board's previous approval of the immunization pilot project.

Mr. Holmstrom next presented to the Board a list of continuing education programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of November 14, 2001, and January 15, 2002. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Chuck Cooper moved and Ms. Jean Lemberg seconded that those programs recommended for approval be so approved, and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next turned its attention to the performance of candidates for licensure by examination that have now completed all parts of the January 2002 Board Examination. For Full Board Examination candidates, the Board determined that in grading the examinations, the NAPLEX portion of the exam would be weighted at 65% of the total, the Board's Practical Examination weighted at 20% of the total, the Multistate Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Mr. Chuck Cooper moved and Mr. Gary Schneider seconded that the following candidates be granted licensure as pharmacists:

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Farrokh M. Toussi	8003	117403-2
Leah Buettner	8004	117405-8
Tu-Khanh Hoang	8005	117406-1
Brent Erroll Penner	8006	117407-4
David James Warnke	8007	117408-7

The Board next addressed itself to the performance of candidates for licensure by reciprocity who have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Chuck Cooper moved and Mr. Gary Schneider seconded that, having passed the Multistate Pharmacy Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
7996	James Salvatore Tarantola	NY
7999	Jennifer Ann Watson	OR
8000	Jason Jay Sloan	ND
8001	Wendy Sue Lincicum	IA
8002	Donald Elvon Nickels	KS
8008	Allison Rose Albright	NE
8009	Adrian Del Robinson	KS
8010	Hanne Sanders Kirstein	MS
8011	Rachel Amalee Bateman	CO
8012	Cara A. Chermak	WI

The motion passed.

The Board next turned its attention to variance requests that have been submitted to the Board since its last meeting. The Board first addressed new variance requests that are receiving their first reading. The first such request to be considered by the Board was submitted on behalf of Divine Providence Health Center, in Ivanhoe, Minnesota, by Ms. Kathryn Davidson, Pharmacist-in-charge. Ms. Davidson is requesting a variance that would allow Divine Providence Health Center to stock prepackaged medications at Divine Providence Clinic in Minneota, Minnesota for dispensing by physicians. In keeping with its policy of requiring two readings for each new variance request, the Board gave Ms. Davidson's request its first reading and will consider the variance again at the Board's meeting of March 20, 2002.

The second variance receiving its first reading was submitted on behalf of Fairview Northland – Elk River Pharmacy, in Elk River, Minnesota, by Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. Ms. Ganske is requesting a variance from the established ratios of pharmacy technicians in that Fairview Northland – Elk River prepares patient specific prescriptions for inmates of the Sherburne County Jail in unit dose packaging. One technician is dedicated to that function daily, from approximately 1:00 p.m. to 6:00 p.m. Due to the increasing volume of business at Fairview Northland – Elk River, Ms. Ganske is requesting an additional technician during those hours. This would increase the ratio between technicians and pharmacists from 2:1 to 3:1. In keeping with its policy of requiring two readings for each new variance request, the Board gave this request its first reading and will consider the request a second time at its meeting of March 20, 2002. In the meantime, the Board directed Mr. Holmstrom to contact Ms. Ganske and remind her that no

variance would be needed if one of the three technicians contemplated for Fairview Northland – Elk River was a technician certified by the Pharmacy Technician Certification Board.

The next request for a variance to be considered by the Board, receiving its first reading, was submitted on behalf of Fairview Lakes Pharmacy – Lino Lakes, in Lino Lakes, Minnesota, by Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. Ms. Ganske is requesting a variance that would allow the pharmacy to store some of its paper records in an area of dedicated pharmacy storage shelves within a larger storage area of the clinic outside of the licensed pharmacy area. The area is a secure locked area only accessible to clinic and pharmacy staff. After discussing this variance request, Mr. Chuck Cooper moved and Mr. Tom Dickson seconded that the Board suspend its policy of requiring two readings of new variance requests and act on this request immediately. That motion passed. Mr. Tom Dickson then moved and Mr. Chuck Cooper seconded that the variance requested by Ms. Ganske on behalf of Fairview Lakes Pharmacy – Lino Lakes be approved for an indefinite period of time. The motion passed.

The next request for a variance to be considered by the Board, receiving its first reading, was submitted on behalf of Fairview Ridgeview Pharmacy, in Burnsville, Minnesota, by Ms. Lisa Ganske, Regional Manager of Fairview Pharmacy Services. Ms. Ganske is requesting a variance that would allow the pharmacy to store some of its paper records in an area of dedicated pharmacy storage shelves within a larger storage area of the clinic outside of the licensed pharmacy area. The area is a secure locked area only accessible to clinic and pharmacy staff. After discussing this variance request, Mr. Chuck Cooper moved and Mr. Tom Dickson seconded that the Board suspend its policy of requiring two readings of new variance requests and act on this request immediately. That motion passed. Mr. Tom Dickson then moved and Mr. Chuck Cooper seconded that the variance requested by Ms. Ganske on behalf of Fairview Ridgeview Pharmacy be approved for an indefinite period of time. The motion passed.

The next request for a variance to be considered by the Board was submitted on behalf of The Medicine Shoppe Pharmacy, in Bemidji, Minnesota, by Mr. Richard Chernugal, Pharmacist-in-charge. In keeping with its policy of requiring two readings for all new variance requests, the Board gave this request its first reading. Mr. Chernugal's request for a variance will receive its second reading at the Board's meeting on March 20, 2002. In the meantime, the Board directed Mr. Holmstrom to obtain additional information from Mr. Chernugal regarding the group homes from which he hopes to take returns and additional information regarding the Beltrami County Jail.

The next request for a variance to be considered by the Board was submitted on behalf of Care Alliance Pharmacy, in Minneapolis, Minnesota, by Mr. Kevin Burns, Pharmacist-in-charge. Mr. Burns is requesting a variance that would allow Care Alliance Pharmacy to install Omnicell automated medication management systems in subacute units of four local nursing homes and in the hospital at LeSueur. In keeping with its policy of requiring two readings for all new variance requests, the Board gave Mr. Burns' request its first reading. The variance requested on behalf of Care Alliance Pharmacy will receive its second reading at the Board's meeting on March 20, 2002. In the meantime, the Board directed Mr. Holmstrom to obtain additional information from Mr. Burns regarding this proposal.

The next request for a variance to be considered by the Board was submitted on behalf of Stearns Veterinary Outlet Store, in Melrose, Minnesota, by Mr. Richard Peifer, General Manager, and Mr. Steve Anderson, Pharmacist-in-charge. Mr. Peifer and Mr. Anderson are requesting a variance that would allow less frequent visits by Mr. Anderson to the Stearns Veterinary Outlet Store to certify the accuracy of veterinary medications dispensed by the technicians. In keeping with its policy of requiring two readings for all new variance requests, the Board gave this request its first reading. The second reading of the request submitted on behalf of Stearns Veterinary Outlet Store will be conducted at the Board's meeting on March 20, 2002. In the meantime, the Board requested that pharmacy Board inspectors visit the facility prior to the March 20th meeting to verify the statements made by Mr. Anderson and Mr. Peifer in their variance request.

The next request for a variance to be considered by the Board was submitted on behalf of Fairmont Medical Center Pharmacy, in Fairmont, Minnesota, by Mr. Joel Moore, Pharmacist-in-charge. Mr. Moore is requesting a variance which would allow the pharmacy technician to work in the pharmacy at times when the pharmacist is not available, performing some non-direct patient care activities. Ms. Jean Lemberg then moved and Mr. Chuck Cooper seconded that the Board suspend its policy of requiring two readings for each new variance request and act on this request immediately. That motion passed. Mr. Chuck Cooper then moved and Mr. Tom Dickson seconded that the Board deny Mr. Moore's request. The motion passed.

The next request for a variance to be considered by the Board was submitted on behalf of Pharmacist Patrick O'Neill. Mr. O'Neill is requesting a variance that would allow him to register as a pharmacist preceptor, even though he has not practiced pharmacy in Minnesota for one full year as is normally required of preceptors. After a brief discussion of this variance request, Ms. Jean Lemberg moved and Mr. Tom Dickson seconded that the Board suspend its policy of requiring two readings for each new variance request and act on this request immediately. That motion passed. Ms. Jean Lemberg then moved and Mr. Chuck Cooper seconded that the variance requested by Mr. O'Neill be granted and that Mr. O'Neill be registered as a preceptor with the Board. The motion passed.

The final request for a new variance to be considered by the Board was submitted on behalf of ShopKo Pharmacy, in Winona, Minnesota, by Mr. Tom Williams, Pharmacist-in-charge. Mr. Williams is requesting a variance from the Board's requirement that the pharmacist review the manufacturer's original container from which the medication was withdrawn during the certification of each prescription. ShopKo Pharmacy uses Baker Cell cassettes in an automated counting system and thus finds it impossible to comply with the language of the rule. In keeping with its policy of requiring two readings for each new variance request the Board gave this request its first reading. The Board will consider this variance a second time at its meeting of March 20, 2002.

The Board next turned its attention to requests for extensions of previously granted variances that it has received since the last meeting.

The first request for an extension of a previously granted variance was submitted on behalf of Columbia Park Medical Group Pharmacy, in Columbia Park, Minnesota, by Mr. Al Brosseau, Pharmacist-in-charge. Mr. Brosseau is requesting an extension of a previously granted variance that allowed Columbia Park Medical Group Pharmacy to prepackage limited prescription medications into unit of use containers to be dispensed by physicians during urgent care clinic hours when the pharmacy is closed. Mr. Gary Schneider then moved and Mr. Tom Dickson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The second request for an extension of a previously granted variance was submitted on behalf of Fairview Lakes Pharmacy – Lino Lakes, in Lino Lakes, Minnesota, by Mr. Bill Schommer, Senior Regional Manager for Fairview Pharmacy Services. Mr. Schommer is requesting an extension of a previously granted variance that allows Fairview Lakes Pharmacy – Lino Lakes to dispense medications to patients at the Fairview Staub Pediatric Clinic using Fairview's newly developed remote dispensing system. Mr. Chuck Cooper then moved and Mr. Tom Dickson seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The third request for an extension of a previously granted variance was submitted on behalf of Hennepin County Medical Center, in Minneapolis, Minnesota, by Mr. Chuck Cooper, Pharmacist-in-charge. Mr. Gary Schneider then moved and Ms. Jean Lemberg seconded that the previously granted variance allowing Hennepin County Medical Center Pharmacy to locate an ATC profile dispensing machine at the Hennepin County Jail be extended for an additional one-year period of time. The motion passed with Mr. Chuck Cooper abstaining.

The fourth request for an extension of a previously granted variance was submitted on behalf of Omnicare Pharmacy, in Minneapolis, Minnesota, by Ms. Jill Hutchinson, Pharmacist-in-charge. Ms. Hutchinson is requesting an extension of a previously granted variance that allows Omnicare Pharmacy to accept returns of medication from various assisted-living facilities. Mr. Tom Dickson then moved and Mr. Gary Schneider seconded that the previously granted variance be approved for an additional one-year period of time. The motion passed with Ms. Jean Lemberg abstaining.

The fifth request for an extension of a previously granted variance was also submitted on behalf of Omnicare Pharmacy, in Minneapolis, Minnesota, by Ms. Jill Hutchinson, Pharmacist-in-charge. This request would provide an extension of a current variance allowing Omnicare Pharmacy to provide an emergency stock supply of medications to several detoxification centers that they service. Ms. Jean Lemberg then moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The sixth request for an extension of a previously granted variance was submitted on behalf of Pediatric Home Service Pharmacy, in Roseville, Minnesota, by Ms. Jill Liebers, Pharmacist-in-charge. Ms. Liebers is requesting an extension of a previously granted variance that exempts Pediatric Home Service Pharmacy from maintaining a prescription balance, weights, and other equipment needed to compound oral and/or topical prescriptions in that

Pediatric Home Services Pharmacy deals only with home IV therapy patients. Mr. Tom Dickson then moved and Mr. Chuck Cooper seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

The seventh request for an extension of a previously granted variance was submitted on behalf of St. Paul Metro Treatment Center, in St. Paul, Minnesota, by Mr. Kevin Christians, Pharmacist-in-charge. Mr. Christians, as a new PIC, is requesting an extension of several variances relating to equipment, security, and pharmacists on duty. Mr. Tom Dickson then moved and Mr. Chuck Cooper seconded that the previously granted variances be approved for a two-year period of time. The motion passed.

The eighth and final request for an extension of a previously granted variance was submitted on behalf of Target Pharmacy, in Edina, Minnesota, by Ms. Jennifer Farley, Pharmacist-in-charge. Ms. Farley is requesting an extension of a previously granted variance relating to the checking of the original container from which the medication was withdrawn during the certification steps for a prescription performed by Target pharmacists. Mr. Tom Dickson then moved and Mr. Gary Schneider seconded that the previously granted variance be extended for an additional one-year period of time. The motion passed.

Mr. Holmstrom next presented to the Board a letter from Ms. Lisa Ganske, Regional Manager, Fairview Pharmacy Services. Ms. Ganske is requesting guidance from the Board in the matter of generic substitution and the electronic transmission of prescriptions. Specifically, Ms. Ganske asks “is the electronic transmission of “D.A.W.” or “Dispense As Written” expressly indicated by a prescriber, similar to an oral prescription, i.e., is it sufficient to meet the legal intent of Minnesota statute 151.21.”

In discussing this issue, it was noted that the statutory section involved indicates that, in the case of a written prescription, the prescriber must personally write in his or her own handwriting the words “Dispense As Written” or “D.A.W.” In the case of an oral prescription, the statute indicates that the prescriber must expressly indicate that the prescription is to be dispensed as communicated. The statute does not address electronically transmitted prescriptions. Mr. Holmstrom was then directed to contact Ms. Ganske and express the Board’s opinion that since electronically transmitted prescriptions are neither written prescriptions nor oral prescriptions, it may be necessary to amend the existing legislation in order to address this issue.

Mr. Holmstrom next provided the Board with information he received from Board President Vern Kassekert regarding a study of proposed funding alternatives being conducted by the Health Professional Services Program. After discussing the current funding situation and potential alternatives, the Board indicated that it would favor defending a change requiring the Board’s to fund 75% of the cost of each enrolled licensee, with the licensee picking up the other 25%.

Mr. Holmstrom next presented to the Board a letter from Ms. Sally Shepherd, a Canadian pharmacist seeking to take the Board exam in Minnesota in June. Ms. Shepherd is requesting that the Board review her previous experience as an intern and as a pharmacist in Canada and

grant her credit for the Board's 1,500 hours of internship requirement. Upon reviewing Ms. Shepherd's previous experience in Canada, Mr. Chuck Cooper moved and Mr. Gary Schneider seconded that the Board grant Ms. Shepherd 1,250 hours of internship experience for her work in Canada with the remaining 250 hours to be completed in Minnesota after registration with the Board as a pharmacist-intern. The motion passed.

Mr. Holmstrom next presented the Board with information from the Office of Governor Jesse Ventura and from the State Department of Employee Relations regarding hiring restrictions and travel restrictions imposed on all general fund agencies. After a discussion of these issues, Mr. Holmstrom was directed to write to the Commissioner of the Department of Employee Relations requesting approval for all Board members and the Board's Executive Director to attend the Annual Meeting of NABP to be held in Phoenix, Arizona, in May of this year.

The Board next turned its attention to its package of proposed rule changes and the comments on the rule changes that it has received. The first comment considered by the Board was a comment relating to the language of MN Rule 6800.4210 regarding GHB. It was pointed out that Minnesota Statutes 152.02, subd. 4(2)(d), relating to use of GHB contains inclusive language relating to esters and ethers of GHB, while the Board's rule in 6800.4210 includes inclusive language of salts, isomers, and salts of isomers as is also included in the statutory section as referenced above, but does not include the ester and ether language. Mr. Chuck Cooper then moved and Mr. Gary Schneider seconded that the Board's proposal in 6800.4210 be amended to follow the language found in Minnesota Statute 152.02, subd. 4(2)(d). The motion passed.

The Board next determined that 31 comments were received requesting a public hearing on the Board's proposed change to MN Rule 6800.2150. As a result, Mr. Chuck Cooper moved and Mr. Tom Dickson seconded that the Board's proposed change to MN Rule 6800.2150 be withdrawn from the proposed rule package. The motion passed.

The Board next considered two comments it received suggesting alternative language to the Board's proposal for MN Rule 6800.3110, subp. 4G. The Board discussed these proposed language changes at length and directed Mr. Holmstrom to contact other states regarding this issue. Final action on MN Rules 6800.3110 and on the rule package as a whole was thus deferred until the March 20, 2002, meeting of the Board.

There being no further business to come before the Board at this time, Vice President Peterson adjourned the meeting at approximately 3:00 p.m.

PRESIDENT

EXECUTIVE DIRECTOR